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ORDINANCE NO. 120991 1 2 3 An ordinance of the City of Gainesville, Florida, amending 4 Chapter 4, Article I, of the Code of Ordinances of the City of 5 Gainesville related to alcoholic beverages; adding a new 6 Section 4-5.2, Minors Prohibited in Alcoholic Beverage Establishments; providing directions to the codifier; providing 7 a severability clause; providing a repealing clause; and 8 9 providing an immediate effective date. 10 WHEREAS, at least 10 days notice has been given of the public hearing once by 11 publication in a newspaper of general circulation notifying the public of this proposed ordinance 12 13 and of a public hearing in the City Hall Auditorium located on the first floor of City Hall in the City of Gainesville: and 14 15 WHEREAS, public hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact, 16 heard. 17 18 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA: 19 20 **Section 1.** Chapter 4, Article 1 - Alcoholic Beverages – In General, of the Code of 21 Ordinances of the City of Gainesville, is amended to add a new section as follows (except as amended herein, the remainder of Chapter 4 remains in full force and effect): 22 Section 4-5.2. Minors Prohibited in Alcoholic Beverage Establishments. 23 (1) It shall be unlawful for any person less than 18 years of age who is not 24 accompanied by a parent or guardian, to enter or remain in an alcoholic beverage establishment 25

as defined in section 30-23 of the City of Gainesville Land Development Code regardless of

whether or not the alcoholic beverage establishment is selling or allowing the consumption of

alcoholic beverages at the time the person less than 18 years of age is present.

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1	(2) The employment exceptions set forth in Section 562.13, Florida Statutes and Rule
2	61A-3.039, Florida Administrative Code, shall be exceptions to this section.
3	Section 2. It is the intention of the City Commission that the provisions of Section 1
4	of this ordinance shall become and be made a part of the Code of Ordinances of the City of
5	Gainesville, Florida, and that the sections and paragraphs of this Ordinance may be renumbered
6	or relettered in order to accomplish such intentions.
7	Section 3. If any word, phrase, clause, paragraph, section or provision of this
8	ordinance or the application hereof to any person or circumstance is held invalid or
9	unconstitutional, such finding shall not affect the other provisions or applications of the
10	ordinance which can be given effect without the invalid or unconstitutional provisions or
11	application, and to this end the provisions of this ordinance are declared severable.
12	Section 4. All ordinances or parts of ordinances, in conflict herewith are to the extent
13	of such conflict hereby repealed.
14	Section 5. This ordinance shall become effective immediately upon final adoption.
15	PASSED AND ADOPTED this day of, 2014.
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17	EDWARD B. BRADDY
18	MAYOR
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20	ATTEST: Approved as to form and legality
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23	KURT M. LANNON NICOLLE M. SHALLEY
24	CLERK OF THE COMMISSION CITY ATTORNEY
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26	This ordinance passed on first reading this day of, 2014.
27	This ordinance passed on second reading this day of, 2014.